App. F. IX-4

1938-39 (Sht)

File No. 347-38

Serial Nos. 314

Previous References

Sht 485-37 (1-2)
347-38 (1-2)

Later References.

Secy 20-53-(1.2)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for January 1940.

SUBJECT.

Re: Payment of Rs 69-2-0 to the Munsiff's Court Clerk Retrenchment-Sanction of Rs 139-8-0 sanctioned to Thimmanna as Compassionate gratuity.

Dl 4) 20/ The Comptr & Aut.
No 42698 8/4/40.

WD 0573—GPB—22,500—12-3-38

Stating that in the circumstances reported by the Director of Survey Institution payment of the sum of Rs 69-2-0 withheld on account of the Compassionate grating sanctioned to Thimma may be authorised to be made to her.

2/1-2/3/40

Serial No.

From Comptr no 150/Rev ? 1-2/9/09
Stats that the Cg amt of Rs 209-4-0 sanctioned in GO S&A. 347-38-2 ?. 26.1.39 on behalf of the family of late Channegowda, Whaiter, Boys' School Settihalli has been withheld pending Govt orders on the recommendation of the D-PI to pay Rs 69/2/- out of the amt to the Clerked Munsiff's court towards a Civil Decree.

1) Out of the amt sanctioned as Cg viz Rs 209/4/- ~~a sum of Rs~~ two thirds (Rs 139-8-0) was directed to be paid to the 1st wife Thimmamma; and out of this amt the DPI recommends deducting Rs 69-2-0 on the due Cg Thimmamma as a judgment debtor in OS 229/06-37 on the file of the Munsiff, Closed.

2) This ref is invited to the Law Asst-Secy's opinion in S&A file 347-38-2 485-37-2 on the decision of Govt on the case reported to Govt therein (1938) and to orders.

3) It is not clear from the letter of the D.P.I. whether the decree is in respect of the debts due by the deceased or by Thimmamma, in her individual capacity. According to the Law Asstt. Secy's opinion

NOTE-Contn. Sheet.

Serial No.

orted 25-7-38 (H.P) and H. Secy's. note dated 16/8/38, the amount is not liable to attachment if the decree is in respect of the former (i.e due by the deceased). This may perhaps be ascertained before the amount is permitted to be surrendered to the Court.

19/10/38

3. 5. It is seen from the letter of the D.P.D. that Thirumani herself is the judgment debtor and the C.Q. amount due to her is ordered to be attached.

6. A sum of Rs. 139-8-0 is payable to her on behalf of herself & her minor daughter subject to due security being taken that the amount will be spent on behalf of the minor also. The security is stated to have been furnished. [If the person who has offered the security becomes aware of the attachment, he may hesitate to stand as surety].

7. If all formalities have been satisfied, the Court attachment may have to be complied with. The Law Dept. may also be consulted

8 Submitted

Addl. Asst. Law Dept. (W.C) 20/10/38

3404/P/39

General and Revenue Secretariat. File No. 347 of 1939 [App. F. III-2

Serial No.

11) Information may kindly be obtained from the D.P.I. whether the decree is against the assets of the deceased Channegowda in the hands of Thimmamma or whether there is a personal decree against Thimmamma

Sd/- 14.11.39

12 Asst Secy Fin Dept w.e)

13) The Comptr to Govt, with compts, for favour of obtaining the orders.

Sd/- Illegible
for Secy

Per

CONTROLLER'S OFFICE 14 NOV. 1939 323/Spl BANGALORE.

No. 379/spl dated 21-12-39

U.O.No. 403/Pen dated 18-12-39

14 Returned with compliments.

15) A copy of letter No.A.6-1947-36 dated 13-12-39 received from the Director of Public Instruction intimating that the decree is a personal one against Thimmamma and that the warrant of attachment was withdrawn since the Court held that compassionate gratuity is not attachable. Orders of Government are solicited if the sum of Rs.69-2-0 may be now authorised for payment in favour of the claimant Thimmamma.

Sd/- illegible 20/12/39
For Comptroller

Sd/- illegible 20/12

Ud. 38/Pen. 15/12/39

GEN. & REVENUE SECRETARIAT 26 DEC. 1939 FINANCIAL BRANCH.

FINANCIAL SECRETARY GOVT. OF MYSORE

NOTE—Contn. Sheet

4306 939

Sanction to the Dhimmanna, to the Closed Firm's Court

File No. 9916 327 — of 1938

General and Revenue Secretariat.

Serial No.

16. Draft reply to Compt is noted that payment of the Cq to Dhimmanna may be authorised 2/1/40. 17. This may be sent to Law Dept. for information with refce to para 11 before issue of Govt. Notn

Pg 2/1/40.

Asst Secy Law Dept W.C. } 18. Pg 3.1.40

19. The warrant attached has been withdrawn by the Court, the amount may be paid to Dhimmanna.

Law Secy) 3/1/40

20. Pg

Dy Secy Jr Branch Pg 3/1/40

The draft reply to the Compt. may be approved for issue

Pg 5.1.40

Dy. Secy)

5.1.40 Approved Pg 5.1.40

4) To, Compt.

No 4262 A. 8/1/40

Orders that the amt withheld may be authorised to the party.

Pg 9/1/40

SECY. LAW DEPT. GOVT OF MYSORE

5 JAN 1940

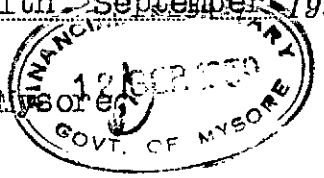
S+ A. 847-38-3

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Comptroller's Office, Bangalore.

No. 150 Ren [Enc. 1. *Dated the* 11th September 1939.

A. N. Raghavachar Esq., M.A.,
Financial Secretary to the Government of Mysore,
Bangalore



Sir,

Adverting to Govt. Order No.Fl.4884-5 S.A.347-38-2 dated 26-1-39 sanctioning a compassionate gratuity of Rs.209-4-0 on behalf of the family of Chenne Gowda, Head Master, Primary Boys' School, Settihalli, I have the honor to forward herewith for orders letter No.A.6-1947-36 of 1937-38 dated 5-8-39 in original received from the Director of Public Instruction in Mysore, Bangalore, recommending for reasons stated therein the payment of a sum of Rs.69-2-0 to the Munsiff at Closepet, out of a sum of Rs.139-8-0 sanctioned to Thimmamma. The amount in question is withheld pending orders of Government whether the amount may be paid to the Munsiff's Court in compliance with the attachment order.

I have the honor to be,
Sir,
Your most obedient servant,
M. Virarajaiah
Comptroller

Edn. New 92]

Postal Address :—POST BOX No. 8,
Tel. Address :—EDUCATION, Bangalore.

Department of Public Instruction.

Government of Mysore.

No. A6-1947-36 of 37-38

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION IN MYSORE,

ENCL.

Bangalore, dated.....5th August *193* 9

FROM

7 AUG. 1939

The DIRECTOR OF PUBLIC INSTRUCTION IN MYSORE,
BANGALORE.

To

COMPTROLLER'S OFFICE
8 AUG. 1939

The Comptroller
to the Government of Mysore,
Bangalore.

SIR,

Subject:- Compassionate gratuity to the family of the late M. Chenne Gowda, Master, Primary Boys' School, Settyhalli, Channapatna Taluk.

With reference to your letter No. 1211 C.G. 2720 dated 31st Jan 1939 enquiring whether the required security bond has been obtained by Thimmamma the claimant to a portion of the compassionate gratuity referred to above and in continuation of my interim reply dated 10th February 1939, I have the honour to state that the claimant has since furnished the security bond for Rs. 139-8-0 due to her.

The Munsiff, Closepet has stated in his letter No. Mis. 931 dated 27th June 1939 that a sum of Rs. 69-2-0 should be attached out of the gratuity due to Thimmamma who is a judgment debtor in case No. O.S. 229 36-7 Ex. 708/38-9 on the file of his court. He issued to the School Board Assistant Channapatna a prohibitory order on 27-2-39 to withhold the amount out of the ~~contingent grant~~ compassionate gratuity sanctioned to Thimmamma and arrange to send it to the court for payment to the Decree-holder. The question was under correspondence between the court and this office till recently. As the court has insisted upon the attachment of this amount I recommend that arrangement may kindly be made for payment of the amount due viz., Rs. 69-2-0 to the Court of the Munsiff, Closepet and rest of the compassionate gratuity to the claimant, Thimmamma.

P.T.O.

rhimmamma.

I have the honour to be,

Sir,

Your most obedient servant,

For Director.

MNR/5-8.

Letter No. A.6-1947-36 of 37-38 dated 12/13-12-39 from the Director of Public Instruction in Mysore, Bangalore, to the Comptroller to the Government of Mysore, Bangalore.

With reference to your letter No.316/Pen. dated 22nd November 1939 regarding the warrant of attachment of a portion of compassionate gratuity sanctioned to Thimmamma first wife of the late M. Channe Gowda, Assistant Master Primary Boys School, Settyhalli, Channapatna Taluk I have the honor to state that the Munsiff, Closepet intimates in his letter No.M.T.393 dated 5th December 1939, that the decree under reference is a personal one against Thimmamma and that the warrant of attachment has since been withdrawn since the Court has held, after hearing the decree.holder's advocate, that the compassionate gratuity is not attachable. I therefore recommend that the payment of the sum of Rs.69-2-0 withheld out of the compassionate gratuity sanctioned to Thimmamma may be authorised at the Taluk Treasury, Channapatna early.

" Copy "

C.M. Krishnaiah 19.12
Supdt. Pension Section

Appendix F G—1]

9

SUBJECT Question of payment of Rs 69-2-0 to the Interpreter's Court-Clerk of a sum of Rs 139-8-0 sanctioned to Thimmamma as Compassionate gratuity.

Section S & A
File No. 847-38
Serial No. 4.

Diary No. of letter replied to.....

No. H. 4269

To

The Comptr to Govt-

General and Revenue Secretariat

( )

the 193

Sir,

With reference to correspondence ending with your D. O. Note No 403/Pen dated 16. 12. 1939 on the above subject I am directed to state that in the circumstances reported by the Director of Pub. Instrn, payment of the sum of Rs 69-2-0 withheld as reported in your letter No. 11-9-39 and of the Comp. gratuity sanctioned to Thimmamma may be authorised to be made to her

I have the

Date of issue 8/1

Signed by

Financial Secretary

List of enclosures.....

H 4270 dated 5.1.40 to Govt-

Copied by.....

Copy to the Dir of Pub. Instr. for information.

B. O.

Examined by.....

WD 0563—GPB—30,000—6-1-39

5.1.40

5.1.40

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Bangalore, Dated, 8/1/1940

No. F4269
S.A 347-38-4

From

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Comptroller to Government,
Bangalore.

Sir,

SUBJECT: Question of payment of Rs.69-2-0 to the Munsiff's Court, Closepet, out of a sum of Rs.139-8-0 sanctioned to Thimmamma as compassionate gratuity.

With reference to correspondence ending with your ~~letter~~ Unofficial Note No.403/Pen dated 18th December 1939 on the above subject, I am directed to state that in the circumstances reported by the Director of Public Instruction payment of the sum of Rs.69-2-0 withheld (as reported in your letter of 11-9-1939) out of the compassionate gratuity sanctioned to Thimmamma may be authorised to be made to her.

I have the honor to be,
Sir,
Your most obedient servant,

Sd/- A. N. Raghavachar,
Financial Secretary to Government.

SR/3

Memo No. 84270

Dated, Bangalore, the 8-1-40

Copy of the foregoing is forwarded, with compliments, to the Director of Public Instruction in Mysore, for information.

By Order,

For Secretary to Government,
Financial Department.